

EXHIBIT**E**IN THE COURT OF COMMON PLEAS
ADAMS COUNTY, OHIO

STATE OF OHIO

CASE NO. 2017-0139

Plaintiff

vs.

RICHARD LASK

PLEA OF NO CONTEST

Defendant

2019 AUG 14 PM 1:19

FILED
ADAMS COUNTY
CLERK OF COURTS

I withdraw my former not guilty plea and enter a plea of no contest to the following offense(s):

Count/Specification	Offense/Specification	ORC Section	Level
Amended Count 1	Possession of Marijuana	2925.11(A)	F2 2925.11(C)(3)(f)

Maximum Penalty. I understand that the maximum penalty as to each count is as follows:

OK Applies SAJ RAZ

Count	Maximum Stated Prison Term	Maximum Fine	Mandatory Fine	Mandatory/ License Suspension	Prison Term is Mandatory	Prison Term Presumed Necessary
Amended Count 1	5 to 8 yrs. 2925.11(C)(3)(f)	\$15,000 2929.18(A)(3)(b)	\$7,500 2929.18(B)(1)	Optional 2925.11(E) Up to 5 yrs.	<i>OK RAZ</i> YES 2925.11(C)(3)(f) 5,6,7 or 8 yrs. Minimum Mandatory five (5) yrs.	N/A

SAJ RAZ
could Apply If the Defendant is a professionally licensed person, the Court is required to immediately notify the licensure in compliance with R.C. 2925.38.

SAJ RAZ
could Apply Pursuant to R.C. §2953.08(D)(1) a sentence imposed upon a defendant is not subject to review if the sentence is authorized by law, has been recommended jointly by the defendant and the prosecution in the case, and is imposed by a sentencing judge.

2017-0139

AUG 16 2019

J447P488

Prison terms for multiple charges, even if consecutive sentences are not mandatory, may be imposed consecutively by the Court.

Court costs, restitution and other financial sanctions including fines, day fines, and reimbursement for the cost of any sanctions may also be imposed.

I understand that if I am now on felony probation, parole, under a community control sanction, or under post release control from prison, this plea may result in revocation proceedings and any new sentence could be imposed consecutively. I know any prison term stated will be served without good time credit, if earned by Defendant pursuant to ORC 2967.193.

OK SKM RAL

Post Release Control.

In addition, a period of supervision by the Adult Parole Authority after release from prison is ~~optional~~ mandatory in this case.

OK SKM RAL

____ If I am sentenced to prison for a felony 1 or a felony sex offense, I will have mandatory post release control of 5 years pursuant to R.C. 2967.28(B)(1).

SKM RAL OK

Applies If I am sentenced to prison for a felony 2 that is not a felony sex offense, I will have mandatory post release control of 3 years pursuant to R.C. 2967.28(B)(2).

OK SKM RAL

____ If I am sentenced to prison for a felony 3 that is an offense of violence and is not a felony sex offense, I will have mandatory post release control of 3 years pursuant to R.C. 2967.28(B)(3).

____ If I receive prison for a felony 3, 4, or 5, I may be given up to 3 years of post-release control pursuant to R.C. 2967.28(C)

A violation of any post-release control rule or condition can result in a more restrictive sanction while I am under post release control, and increased duration of supervision or control, up to the maximum term and re-imprisonment even though I have served the entire stated prison term imposed upon me by this Court for all offenses. If I violate conditions of supervision while under post release control, the Parole Board could return me to prison for up to nine months for each violation, for a total of ½ of my originally stated prison term. If the violation is a new felony, I could receive a prison term of the greater of one year or the time remaining on post release control, consecutive to and/or in addition to any other prison term imposed for the offense.

Community Control. If this Court is not required by law to impose a prison sanction, it may impose community control sanctions or non-prison sanctions upon me. I understand that if I violate the terms or conditions of a community control sanction, the Court may extend the time for which I am subject to this sanction up to a maximum of 5

N/A mandatory sentence OK SKM RAL

years, impose a more restrictive sanction, or imprison me for up to the maximum stated term allowed for the (offense/offenses) as set out above.

I understand the nature of these charges and the possible defenses I might have. I am satisfied with my attorney's advice and competence. I am not under the influence of drugs or alcohol. No threats have been made to me. No promises have been made except as part of this plea agreement stated entirely as follows:

SA/RAT
OK
The Defendant will plead no contest to Amended Count I of the Indictment, being Possession of Marijuana, in violation of Ohio Revised Code 2925.11(A) and 2925.11(C)(3)(f), to wit: more than 20,000 grams, but less than 40,000 grams, a felony of the second degree.

SA/RAT
OK
The parties agree and stipulate to the mandatory five (5) years incarceration in the Ohio Department of Rehabilitation and Correction.

The parties are free to argue sentencing to include penalty, fines, or forfeiture. Further, any contraband defined in section R.C. 2901.01(13) shall be disposed of pursuant to R.C. 2981.12 and/or 2981.13.

I understand by pleading no contest I give up my right to a jury trial or court trial, where I could confront and have my attorney question witnesses against me, and where I could use the power of the court to call witnesses to testify for me. I know at trial I would not have to take the witness stand and could not be forced to testify against myself and that no one could comment if I chose not to testify. I understand I waive my right to have the prosecutor prove my guilt beyond a reasonable doubt on every element of each charge.

By pleading no contest, I am not contesting the facts that led to the commission of the offense and that the Court will find me guilty of this offense. I know the judge may either sentence me today or refer my case for a pre-sentence report. I understand my right to appeal a maximum sentence, my other limited appellate rights and that any appeal must be filed within 30 days of my sentence. I understand the consequences of a conviction upon me if I am not a U.S. citizen. I enter this plea voluntarily.

Richard A. Lask

RICHARD LASK

Defendant August 14, 2019

SA/RAT

STEVEN ADAMS

Attorney for Defendant

David C. Kelby

Prosecuting Attorney

C. DAVID Kelby

2017-0139

J447P490

JUDGMENT ENTRY OF GUILTY

The Court finds that this day the defendant, in open court, was advised of all constitutional rights and made a knowing, intelligent, and voluntary waiver of those rights pursuant to Crim. R. 11. The plea is accepted and is ordered filed. The Court finds ^{NO contest} ~~NO contest~~

the defendant guilty of each offense to which defendant has entered this plea, being Possession of MARIJUANA, in an amount equaling or exceeding 20,000 grams, but less than 49,000 grams, in violation of O.R.C. § 2925.11 (A), A Felony of 2nd degree.

August 14, 2019
Date


JUDGE